PHLY-24,739 PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Jeffry Jovan Philyaw and David Kent Matthews

Serial No.: 09/382,423

Confirmation No.: 5217

Filed: August 24, 1999

Group: 2623

Examiner: Rueben M. Brown

For: METHOD AND APPARATUS FOR UTILIZING AN AUDIBLE

SIGNAL TO INDUCE A USER TO SELECT AN E-COMMERCE

FUNCTION

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

AMENDMENT AND RESPONSE TO FINAL OFFICE ACTION

This communication is responsive to the Examiner's Office Action mailed October 5, 2006.

Amendments to the Claims are reflected in the listing of claims beginning on page 2 of this paper.

Remarks/Arguments begin on page 4 of this paper.